

Remarks/Arguments

In the Decision on Appeal, the Board reversed certain rejections made by the Examiner as well as applied a new ground of rejection. The instant amendment is in reaction to the Board's decision.

By the present amendment, claim 21 has been amended to include the subject matter of now cancelled claim 22. This effectively overcomes the new ground rejection raised by the Board in their decision. The previous rejection of claim 22 had been reversed by the Board.

Further in the present amendment, claim 28 has been amended to include the subject matter of claim 29. In the decision of the Board, it is stated on page 8 that the rejection of claim 29 on obviousness grounds was reversed since the Board could not find anything in the Tryon reference which would indicate the subject matter of former claim 29.

Re-examination and favorable reconsideration in light of the above amendments and comments are respectfully requested.

It is submitted that the instant application is now in condition for allowance. Such allowance is respectfully solicited.

Should the Examiner believe an additional amendment is needed to place the case in condition for allowance, he is hereby invited to contact Applicant's attorney at the telephone number listed below.

No fee is believed to be due as a result of this response. Should the Director determine that a fee is due, he is hereby authorized to charge said fee to Deposit Account No. 02-0184.

Respectfully submitted,

Christopher James Brown et al.

By: 

Barry L. Kelmachter

BACHMAN & LaPOINTE, P.C.

Reg. No. 29,999

Attorney for Appellants

Tel: 203-777-6628 ext. 112

Fax: 203-865-0297

E-mail: docket@bachlap.com

Date: September 22, 2006

I, Karen M. Gill, hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: "Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313" on September 22, 2006.

